

EDITORIAL NOTE: After January 1, 1979, "Budget of Expenses and Rate of Assessment" regulations (e.g. sections .200 through .299) and "Handling" regulations (e.g. sections .366 through .399) which are in effect for a year or less, will not be carried in the Code of Federal Regulations. For FEDERAL REGISTER citations affecting these regulations, see the List of Sections Affected, which appears in the Finding Aids section of the printed volume and on GPO Access.

**§ 906.235 Assessment rate.**

On and after August 1, 2003, an assessment rate of \$0.14 per  $\frac{7}{10}$ -bushel carton or equivalent is established for oranges and grapefruit grown in the Lower Rio Grande Valley in Texas.

[68 FR 66003, Nov. 25, 2003]

**Subpart—Container and Pack Requirements**

**§ 906.340 Container, pack, and container marking regulations.**

(a) No handler shall handle any variety of oranges or grapefruit grown in the production area unless such fruit is in one of the following containers, and the fruit is packed and the containers are marked as specified in this section:

(1) *Containers.* (i) Closed fiberboard carton with inside dimensions of  $13\frac{1}{4} \times 10\frac{1}{2} \times 7\frac{1}{4}$  inches: *Provided*, That the container has a Mullen or Cady test of at least 200 pounds;

(ii) Closed fully telescopic fiberboard carton with inside dimensions of  $16\frac{1}{2} \times 10\frac{3}{4} \times 9\frac{1}{2}$  inches, described in Freight Container Tariff 2G as container No. 6506;

(iii) Closed fiberboard carton with inside dimensions of  $20 \times 13\frac{1}{4}$  inches and a depth from  $9\frac{3}{4}$  to 13 inches: *Provided*, That the container has a Mullen or Cady test of at least 250 pounds: *Provided further*, That the container may be used to pack any poly or mesh bags authorized in this section.

(iv) Bags having a capacity of five or eight pounds of fruit.

(v) Bags of mesh or woven type having a capacity of 18 pounds of fruit;

(vi) Wire crib with inside dimensions of  $46\frac{1}{2} \times 37 \times 30$  inches: *Provided*, That such cribs be constructed of either 4x4 inch mesh wire at least 0 gauge, or 2x2 inch mesh wire at least 2 gauge, and that a new liner is placed in this con-

tainer each time it is filled for shipment;

(vii) Rectangular or octagonal bulk fiberboard crib with approximate dimensions of 46 to  $47\frac{1}{2}$  inches in length, 37 to 38 inches in width by 36 inches in height: *Provided*, That this container has a Mullen or Cady test of at least 1,300 pounds, and that it is used only once for the shipment of citrus fruit; *Provided further*, That the container may be used to pack any poly or mesh bags authorized in this section or bulk fruit.

(viii) Rectangular or octagonal  $\frac{2}{3}$  fiberboard crib with dimensions of 46 to  $47\frac{1}{2}$  inches long, 37 to 38 inches wide, by 24 inches high: *Provided*, That the crib has a Mullen or Cady test of at least 1,300 pounds, and that it is used only once for the shipment of citrus fruit; *Provided further*, That the container may be used to pack any poly or mesh bags authorized in this section or bulk fruit.

(ix) Octagonal fiberboard crib with approximate dimensions of 46 to  $47\frac{1}{2}$  inches in width by 37 to 38 inches in depth by 26 to  $26\frac{1}{2}$  inches in height: *Provided*, That the crib has a Mullen or Cady test of at least 1,300 pounds, and that it is used only once for the shipment of citrus fruit: *Provided further*, That the crib may be used to pack any approved poly or mesh bags authorized in this section or bulk fruit.

(x) Poly or vexar bag having capacity of four pounds of fruit: *Provided*, That only oranges are to be packed in this bag.

(xi) Mesh type bag having a capacity of ten pounds of fruit.

(xii) Such types and sizes of containers as may be approved by the committee for testing in connection with a research project conducted by or in cooperation with the committee: *Provided*, That the handling of each lot of fruit in such test containers shall be subject to prior approval and under the supervision of the committee.

(2) *Pack regulation.* (i) *Oranges.* (A) Oranges, when packed in any carton, bag, or other container, shall be sized in accordance with the sizes in the following Table I, and, when place packed in cartons or other containers, meet the requirements of standard pack;